

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NIKE INC.,

Plaintiff,

v.

STOCKX LLC,

Defendant.

Civil Action No.: 1:22-cv-00983-VEC

**ORAL ARGUMENT REQUESTED**

**NOTICE OF NIKE INC.'S OMNIBUS MOTION TO EXCLUDE  
THE PROFFERED EXPERT TESTIMONY AND OPINIONS OF  
SARAH BUTLER, ROBERT VIGIL, AND DEJONGH WELLS**

PLEASE TAKE NOTICE that upon the annexed Declaration of Tamar Y. Duvdevani, the exhibits attached thereto, the Declaration of Joe Pallett, and the accompanying Memorandum of Law in support of Plaintiff Nike Inc.'s ("Nike") Omnibus Motion to Exclude the Proffered Expert Testimony and Opinions of Sarah Butler, Robert Vigil, and DeJongh Wells (the "Motion to Exclude"), the undersigned hereby move this Court at a date and time to be determined by the Court, for an order pursuant to Federal Rules of Evidence 403 and 702 granting Nike's Motion to Exclude, in whole or in part, the expert testimony and opinions of (1) Sarah Butler; (2) Robert Vigil; and (3) DeJongh Wells.

Date: October 13, 2023

By: /s/ Tamar Y. Duvdevani

**DLA PIPER LLP (US)**

Tamar Y. Duvdevani  
Marc E. Miller  
Michael D. Hynes  
Andrew J. Peck  
Jared Greenfield  
1251 Avenue of the Americas, 27th Fl.  
New York, NY 10020  
Telephone: (212) 335-4500  
Facsimile: (212) 335-4501

Michael Fluhr  
555 Mission Street, Suite 2400  
San Francisco, CA 94105  
Telephone: (415) 836-2500  
Facsimile: (415) 836-2501

Melissa A. Reinckens  
4365 Executive Drive, Suite 1100  
San Diego, CA 92121  
Telephone: (858) 677-1400  
Facsimile: (858) 677-1401

Jane W. Wise  
500 Eight Street, NW  
Washington, D.C. 20004  
Telephone: (202) 799-4149  
Facsimile: (202) 863-7849

*Attorneys for Plaintiff Nike, Inc.*